



NORTH VALLEY COALITION
OF
CONCERNED CITIZENS INC
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June 5, 2006

California Integrated Waste Management Board
Permitting and Enforcement Division
P.O. Box 4025 MS-16
Sacramento, CA 95812-4025

Attention: Ms.B.Garcia

RE: PROPOSED PERMIT IMPLEMENTATION REGULATIONS (ASSEMBLY BILL 1497)

Dear Ms. Garcia:

The North Valley Coalition wishes to thank you for the opportunity to comment on the proposed Permit Implementation Regulations, dated February 28, 2006. We are an organization with a long history of problems with Browning-Ferris Industries, Sunshine Canyon Landfill, in Granada Hills, CA having witnessed a confusing and sometime contradictory array of rules and regulations not only at a local level, but at a State level as well. We respectfully request that our comments be addressed prior to the final adoption of the proposed Permit Implementation Regulations.

We are especially concerned when it comes to Solid Waste Facilities Permits (SWFP). It has come to our attention that the potential changes may create a conflict between the host jurisdiction's land use permit/entitlement and the Solid Waste Facility Permit (SWFP) which will result in a SWFP being issued that is inconsistent with the facility's design/operational criteria as established by the host jurisdiction's land use permit. As such it would create confusion on the part of the public and potentially result in the public's health and safety being compromised.

Title 27, Division 2, Chapter 4, Subchapter 3, Article 1, Section 21563(d)(2), Page 1. Delete the proposed new text: *"This does not include verifying for correctness information contained in the land use and/or conditional use permit which the applicant submits pursuant to [Section] 21570(f)(9)"* and require the applicant, as a part of the application package "provide a written confirmation from the host jurisdiction's planning agency verifying that the proposed permit activity is consistent with the land use entitlements for the facility."

Title 27, Division 2, Chapter 4, Subchapter 3, Article 2, Section 21620 (a)(1)(E),
Page 7. The phrase *"reasonable time"* needs to be defined.

The intent of Assembly Bill 1497 is to improve the *"conditions for communities with solid waste facilities located in their neighborhoods and ensure adequate consideration is given to environmental justice issues."* If the proposed text is adopted, it would undermine the intent of AB 1497 since it would prohibit the CIWMB-approved local enforcement agencies from verifying that the information contained in the SWFP application is consistent with the local land use permit.

Title 27, Division 2, Chapter 4, Subchapter 3, Article 2, Section 21570(f)(9), Page 3. Expand the subsection to read as follows: *"A copy of all land use entitlements for the facility (e.g. conditional use permits, zoning ordinance, etc.), and a letter issued by the host jurisdiction's planning agency or commission verifying that the proposed permit activity is consistent with the land use entitlements for the facility;"*

Title 27, Division 2, Chapter 4, Subchapter 3, Article 3, Section 21660(a)(2), Page 11. This subsection needs to be expanded to require that the EA will mail a written notice of an application to every person who has submitted a written request for such notice within 10 – 15 days prior to the EA taking action pursuant to Sections 21666(a) or 21650(a).

Title 27, Division 2, Chapter 4, Subchapter 3, Article 3, Section 21663(a)(1), Page 15. The subsection needs to be revised and expanded to include. "Design" should mean the layout of the facility (to include the numbers and types of fixed structures, the maximum allowable daily tonnages of waste materials delivered to the facility for processing, including on-site beneficial use and disposal,) and other factors that may be considered a part of the facility's physical configuration."

Yours truly,

A handwritten signature in dark ink, appearing to read 'Wayne Hunter', with a long horizontal flourish extending to the right.

Wayne Hunter
President NVC